

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**VS.**

**THOMAS D. ASHBURN,**

**Defendant.**

**8:14CR37**

## ORDER

This matter is before the court on defendant's motion to continue trial [44]. Counsel for the defendant recently received this case and needs additional time to investigate, prepare for trial and conduct plea negotiations. The court finds good cause being shown, and the trial shall be continued. The defendant has complied with NECrimR 12.1(a).

**IT IS ORDERED** that the motion to continue trial [44] is granted, as follows:

1. The jury trial now set for June 24, 2014 is continued to **August 26, 2014.**

2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and August 26, 2014**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED June 18, 2014.**

**BY THE COURT:**

**s/ F.A. Gossett**  
**United States Magistrate Judge**